

being taken. Mr. Schauble informed me that he believed the same Exhibit 1 that was used in the December 1991 extension applications should be used in the next set of extension applications. I accepted his advice.

The second set of applications to extend the Lancaster and Lebanon construction permits were filed on July 9, 1992. When I reviewed the second set of extension applications, I believed the statements made in those applications were accurate. I was relying on Mr. Schauble to ensure that the applications were complete, and I did not see any statements missing from the applications which I thought belonged in the applications.

Nov 11 1993 David A. Gardner
Date David A. Gardner

Page 1 missing. David A. Gardner

10/07/91	02:13:50pm	1	KEY LARGO	FL	(305)	451-0349	0:08:12	02E
10/07/91	02:22:42pm	1	KEY LARGO	FL	(305)	451-1821	0:00:30	02E
10/07/91	03:35:26pm	1	NEW YORK	NY	(212)	408-9100	0:28:12	02E
10/08/91	09:03:44am	1	INWOOD	WV	(304)	229-2941	0:00:36	02E
10/08/91	10:27:24am	1	HARRISBURG	PA	(717)	763-7261	0:01:00	02E
10/08/91	10:30:58am	1	HARRISBURG	PA	(717)	763-7261	0:01:00	02E
10/08/91	03:56:08pm	1	WASHINGTON	DC	(202)	737-3220	0:07:30	02E
10/09/91	04:37:02pm	1	VIENNA	VA	(703)	620-6300	0:18:00	02E
10/10/91	09:08:46am	1	LEBANON	PA	(717)	273-6771	0:01:00	02E
10/10/91	09:11:58am	1	LANCASTER	PA	(717)	394-0637	0:01:00	02E
10/10/91	02:46:08pm	1	RIDLEYPARK	PA	(215)	521-5545	0:00:36	02E
10/10/91	06:25:36pm	2	LOYSVILLE	PA	(717)	789-3909	0:02:00	02E
10/11/91	01:26:20pm	1	HERSHEY	PA	(717)	534-3408	0:01:00	02E
10/14/91	06:08:58pm	2	LOYSVILLE	PA	(717)	789-3553	0:04:12	02E
10/15/91	09:48:18am	1	KEY WEST	FL	(305)	296-2454	0:04:30	02E
10/15/91	09:57:54am	1	HARRISBURG	PA	(717)	763-1228	0:03:00	02E
10/15/91	10:03:54am	1	HARRISBURG	PA	(717)	774-1445	0:01:00	02E
10/15/91	01:02:54pm	1	HARRISBURG	PA	(717)	774-1445	0:01:54	02E

ATTR: 1=Day 2=Evening 3=Night 4=Special I=Int'l O=Operator C=Credit

10/15/91	01:05:18pm	1	HARRISBURG	PA	(717)	233-1004	0:13:00	02E
10/15/91	03:58:18pm	1	WASHINGTON	DC	(202)	466-8565	0:03:48	02E
10/16/91	03:28:46pm	1	BEVERLYHLS	CA	(213)	785-9194	0:02:06	02E
10/17/91	01:31:20pm	1	TYRONE	PA	(814)	684-1198	0:02:42	02E
10/17/91	01:41:38pm	1	TYRONE	PA	(814)	684-1198	0:02:12	02E
10/17/91	02:00:40pm	1	YORK	PA	(717)	843-3804	0:00:30	02E
10/17/91	02:11:14pm	1	AVIS	PA	(717)	753-3031	0:02:48	02E
10/17/91	05:28:58pm	2	CALGARY	AB	(403)	244-1212	0:20:54	02E
10/18/91	02:52:32pm	1	SANTA ANA	CA	(714)	665-2128	0:16:06	02E
10/18/91	03:24:00pm	1	HARRISBURG	PA	(717)	234-2190	0:04:42	02E
10/21/91	09:17:42am	1	READING	PA	(215)	655-2000	0:02:06	02E
10/21/91	03:30:14pm	1	KEY LARGO	FL	(305)	451-0349	0:11:06	02E
10/21/91	05:33:40pm	2	KEY LARGO	FL	(305)	451-0349	0:00:30	02E
10/21/91	05:34:18pm	2	KEY LARGO	FL	(305)	451-2909	0:04:36	02E
10/24/91	08:48:30am	1	YORK	PA	(717)	843-3804	0:31:42	02E
10/24/91	09:53:56am	1	HARRISBURG	PA	(717)	234-3187	0:04:42	02E
10/24/91	11:52:16am	1	INWOOD	WV	(304)	229-2941	0:00:36	02E
10/24/91	01:29:34pm	1	HARRISBURG	PA	(717)	233-1004	0:03:12	02E
10/24/91	04:04:36pm	1	HARRISBURG	PA	(717)	233-1004	0:02:30	02E

ATTR: 1=Day 2=Evening 3=Night 4=Special I=Int'l O=Operator C=Credit

Date	Time	Attr.	City	St	Phone Number	HR:MI:SC	TRK
10/24/91	04:16:46pm	1	HARRISBURG	PA	(717) 233-1004	0:00:30	02E
10/25/91	03:48:54pm	1	HARRISBURG	PA	(717) 763-7261	0:01:36	02E
10/25/91	04:01:38pm	1	INWOOD	WV	(304) 229-2941	0:00:42	02E
10/25/91	04:07:00pm	1	YORK	PA	(717) 843-3804	0:00:30	02E

EXHIBIT 1

The permittee respectfully submits that a grant of the instant application would be in the public interest for the following reasons:

Initially, it must be noted that Raystay Co. has built and is currently the licensee of LPTV station W40AF licensed to Dillsburg, PA. Raystay built the station pursuant to a construction permit issued to it by the Commission.

At the present time, equipment for the station has not been ordered or delivered. Raystay, however, has had discussions with equipment suppliers concerning the types and prices of equipment that could be used at the site specified in the construction permit. It has entered into lease negotiations with representatives of the owners of the antenna site specified in the applications, although those negotiations have not been consummated. A representative of Raystay and an engineer have visited the antenna site and ascertained what site preparation work and modifications need to be done at the site.

Raystay has undertaken research in an effort to determine the programming that would be offered on the station. It has had discussions with program suppliers to determine what programs could be available for broadcast on the station. It has also had continuing negotiations with local cable television franchises to

ascertain what type of programming would enable the station to be carried on local cable systems.

The denial of this extension request could eliminate any possibility of the proposed LPTV service being offered to the community. No application mutually exclusive with Raystay's construction permit application was filed, so no other entity has expressed an interest in providing this service.

Accordingly, Raystay requests that the Commission extend the date for construction for a period of six months from the date this application is granted or from the date the current construction permit expires, whichever is later.